

**Attorney, Robert T. Myers, for
Plaintiff, Louise Herty**

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

**IN RE: BEXTRA AND CELEBREX
MARKETING SALES PRACTICES AND
PRODUCT LIABILITY LITIGATION**

MDL NO. 1699

District Judge: Charles R. Breyer

Louise Herty

C 06-3264-CRB

Plaintiff

-versus-

**STIPULATION AND ORDER OF
DISMISSAL WITHOUT PREJUDICE
ONLY AS TO CASE NO. LAE206-910**

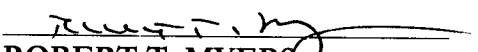
Pfizer, Inc.

Defendant


Come now the Plaintiff and Defendants, by and through the undersigned attorneys, pursuant to Federal Rule of Civil Procedure, Rule 41(a), and hereby stipulate to the dismissal of this action without prejudice with each side bearing its own attorneys' fees and costs.

Should Plaintiff or a representative of Plaintiff attempt to re-file claim against Defendants, they should do so only by re-filing in the United States District Court, Northern District of California, MDL 1699 In re Bextra and Celebrex Marketing and Sales Practices and Product Liability Litigation.

DATED: July 10 , 2006 YOUNG RICHAUD & MYERS

By: 
ROBERT T. MYERS
Attorney for Plaintiff, Louise Herty

DATED: July 17 , 2006 GORDON & REES

By: 
STUART M. GORDON
Attorneys for Defendants

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: July 18, 2006


HON. CHARLES R. BREYER
United States District Court

